NOTICE OF APPEAL FROM THE EXA OF PATENT APPEALS AND INTERFE	-	Attorney Docket No.: GENE1120-1	
	In re Application of: Nolan and Filshie		
	Application No: 09/342,024	Filed: June 28, 1999	
	BASED ON LOW EL	FICIENCY TRANSFECTION ON LOW ELECTRIC FIELD TH, LONG PULSE LENGTH	
	Group Art Unit: 1636	Examiner: G. Leffer, Jr.	

Applicants hereby appeal to the Board of Appeals from the decision mailed June 19, 2002, of the Examiner rejecting claims 1, 2, 4-12, 19, 20, 30, 31, 34, 36, 37 and 39.

1.	X	Appea	al Fee (37 C.F.R. § 1.17(b))	
			other than small entity	\$320.00
		X	small entity	\$160.00

2.	X	A petition and fee for an extension of time for reply to the rejection is attached.							
X	Exter	ension Fee (37 C.F.R.§ 1.17(a))							
		other than small entity							
		\$110.00	\$400.00		\$920.00	\$1,440.00			
	X	small entity							
		\$55.00	\$200.00	X	\$460.00	\$720.00			

12/31/2002 CV0111 00000049 09342024

01 FC:2401

160.00 DP

PATENT

ATTORNEY DOCKET NO.: GENE1120-1

Applicants:

Nolan and Filshie

Application No.:

09/342,024 June 28, 1999

Filed: Page 2

3. **X**

Enclosed is Check No. 525994 in the total amount of \$620.00; which consists of \$460.00 for Three (3) Months Extension of time and \$160.00 for the Notice of Appeal fee. The Commissioner is hereby authorized to charge any other required fees associated with the filing submitted herewith, or credit any overpayments to Deposit Account No. 50-1355. A copy of this sheet is enclosed.

December 19, 2002

Date

June M. Learn, J.D.

Registration No.: 31,238 Telephone: (858) 677-1416

Facsimile: (858) 677-1465

RECEIVED

JAN 0 2 2003

TECH CENTER 1600/2900

USPTO CUSTOMER NUMBER 28213

GRAY CARY WARE & FREIDENRICH LLP 4365 Executive Drive, Suite 1100 San Diego, California 92121-2133

CERTIFICATION UNDER 37 C.F.R. § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, **December 19, 2002**, addressed to: Attn: BOX AF, Commissioner for Patents, Washington, D.C. 20231.

Cecilia Tobin

(Name of person mailing paper)

December 19, 2002

(Date)

(Signature)